



Tuesday, February 28, 2023
Regular BCC Meeting (Agenda 02-21-2023 - 6:17 PM)

Board of County Commissioners of Santa Fe County
Hybrid In-Person and Virtual Meeting
Santa Fe County John Gaw Meem Historic Building
Commission Chambers
102 Grant Avenue
Santa Fe NM 87501

Members of the public have the choice of listening and participating in this meeting in person or virtually. Members of the public listening and participating in person will be required to comply with Santa Fe County policies concerning visitor screening and the wearing of cloth face coverings in effect on the day of the meeting. Please contact (505) 986-6200 for copies of Santa Fe County's current policies, which are subject to change.

Alternatively, members of the public can listen and participate in the meeting via Webex, using meeting number (access code) 2486 022 3586 and password P5JcEVTq9U9. To participate by phone, call 1-408-418-9388. To participate via the internet, go to <https://sfco.webex.com/sfco/>.

In addition, people may watch the meeting at <https://www.youtube.com/channel/UCKGV2GEBc1Qv38Pn61083xg> and <https://www.facebook.com/Santa-Fe-County-Board-of-County-Commissioners-101109334955454/>.

1. Opening Business

- A. Call to Order - 2:00 p.m.
- B. Roll Call.
- C. Pledge of Allegiance. (Chair Anna C. Hansen)
- D. State Pledge. (Chair Anna C. Hansen)
- E. Moment of Reflection. (County Manager's Office/Carrie Gaston)
- F. Approval of Agenda. (Action Item)
- G. Years of Service, Retirements, and New Hire Recognitions. (County Manager's Office/Gregory S. Shaffer)
- H. Recognition of Employees for Awards, Accreditations, Recognitions, and Other Accomplishments. (County Manager's Office/Gregory S. Shaffer)

2. Approval of Meeting Minutes (Action Item)

- A. Request Approval of the January 31, 2023, Board of County Commissioner Meeting Minutes.

3. Consideration of Proclamations, Commissioner Resolutions, and/or Recognitions (Action Items)

- A. Request Approval of a Proclamation Proclaiming March 10, 2023, as "Tibetan Freedom Day." (Commissioner Anna Hansen)

4. Consent Agenda (Action Items)

- A. Resolution No. 2023-____, A Resolution Requesting an Increase to the Healthcare Assistance Fund (223) in the Amount of \$13,588. (Finance Division/Yvonne S. Herrera and Community Services Department/Rachel O'Connor)

B. Resolution No. 2023-____, A Resolution Requesting a Budget Increase to the Fire Operations Fund (244) in the Amount of \$1,525,000. (Finance Division/Yvonne S. Herrera and Fire Department/Jacob Black)

C. Resolution No. 2023-____, A Resolution Requesting an Increase to the Utilities Enterprise Fund (505) in the Amount of \$400,343. (Finance Division/Yvonne S. Herrera and Public Works Department/Brian Snyder)

D. Request (1) Approval of a Purchase Order in the Amount of \$385,613.60, Exclusive of NM GRT, in Accordance with Agreement No. 2021-0051-PW/APS-A with Associated Asphalt and Materials, LLC, for Road Maintenance and Road Construction Materials and (2) Delegation of Signature Authority to the County Manager to Sign the Purchase Order(s). (Finance Division/Bill Taylor and Public Works Department/Brian K. Snyder)

5. Appointments and Reappointments (Action Items)

A. Request Appointments of Five Members to Santa Fe City and County Advisory Council on Food Policy. (Community Services Department/Patricia Boies)

6. Miscellaneous Action Items

A. Request Authorization to Publish Title and General Summary of Ordinance No. 2023-____, An Ordinance Repealing and Replacing Ordinance Nos. 1999-10 and 2020-1 and Section 7 of Ordinance 2022-07, Adding and Amending Definitions and Exemptions for the Lodgers' Occupancy Tax to Align with State Law, Increasing the Lodgers' Occupancy Tax, Establishing Financial Reporting Responsibilities, Adding Lien Provisions, Adding Further Uses of Lodgers' Occupancy Tax Proceeds, and Clarifying Collection of Lodgers' Occupancy Taxes for Short-Term Rental Platforms. (County Attorney/Jeff S. Young and Community Development Department/Paul Olafson and Lisa A. Katonak)

B. Request (1) Approval to Utilize an Outside Contract for General Construction Services to Complete Romero Park Phase II Project, for a Total Contract Sum of \$2,493,851.52, Exclusive of NM GRT, and (2) Delegation of Signature Authority to the County Manager to Sign the Construction Contract and Purchase Order(s). (Finance Division/Bill Taylor and Public Works Department/Phillip Montano)

C. Resolution No. 2023 - ____, A Resolution Declaring the Eligibility and Intent of Santa Fe County to Submit Two Grant Applications to the United States Department of Transportation (USDOT) for the Federal Fiscal Year 2023 Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program and Acknowledging the 100% Federal Match for Reimbursable Costs Required by the RAISE Grant for (1) CR68A-San Ysidro Crossing Grade Separation Project: Design, Right of Way Acquisition, and Construction of a Grade Separated Crossing of CR68A-San Ysidro Crossing and the Santa Fe River, Located in Agua Fria Village, with an Estimated Project Cost of \$9,000,000 and a County Match of \$0 and (2) CR84-Oweengeh Road Corridor Grade Separations Project: Planning, Design, Right-of-Way Acquisition, and Construction of Five Grade Separated Crossings Along CR84 and One Grade Separated Crossing on CR84D, Located in the Pueblo of San Ildefonso, the Pueblo of Pojoaque, and the Communities of El Rancho, Jacona, and Jaconita, with an Estimated Project Cost of \$25,000,000 and a County Match of \$0 and Authorizing the County Manager to Execute any Necessary Documents to Submit the Grant Applications to the USDOT. (Growth Management Department/Brett Clavio and Public Works Department/Ivan Trujillo)

D. Resolution No. 2023-____, A Resolution Requesting a Budget Increase to Various Funds in the Net Amount of \$1,678,524 for Departments Mid-Year Budget Requests. (Finance Division/Yvonne S. Herrera)

7. Presentations

A. Update on Implementation of the Aamodt Settlement, Including Construction of the Pojoaque Basin Regional Water System. (Public Works Department/Michelle Hunter)

8. Matters of Public Concern (Subject to Three (3) Minutes or Other Time Limit Imposed by the Chair; Pre-Register at www.santafecountynm.gov/comment)

9. Matters from the County Manager

A. Miscellaneous and COVID-19 Updates.

B. First Session of the 56th Legislature: Updates and Potential Action to Express Support for or Opposition to Legislation that Has Been or May be Introduced. (County Manager's Office/Hvtce Miller) (Potential Action Item)

10. Matters from the County Commissioners and Other Elected Officials (Action/Non-Action Items)

A. Commissioner Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)

B. Other Elected Officials Issues and Comments, Including but not Limited to Constituent Concerns, Recognitions, and Requests for Updates or Future Presentations. (Non-Action Items)

11. Matters from the County Attorney

A. Executive Session. Limited Personnel Matters, as Allowed by Section 10-15-1(H)(2) NMSA 1978; Board Deliberations in Administrative Adjudicatory Proceedings, Including Those on the Agenda Tonight for Public Hearing, as Allowed by Section 10-15-1(H)(3) NMSA 1978; Discussion of Bargaining Strategy Preliminary to Collective Bargaining Negotiations Between the Board of County Commissioners and Collective Bargaining Units, as Allowed by Section 10-15-1(H)(5); Discussion of Contents of Competitive Sealed Proposals Pursuant to the Procurement Code During Contract Negotiations as Allowed by Section 10-15-1(H)(6); Threatened or Pending Litigation in which Santa Fe County is or May Become a Participant, as Allowed by Section 10-15-1 (H)(7) NMSA 1978; and, Discussion of the Purchase, Acquisition or Disposal of Real Property or Water Rights, as Allowed by Section 10-15-1(H)(8) NMSA 1978, including: (1) Breach of Settlement Agreement and Related Agreements Related to Annexation.

12. *Public Hearings - To Be Heard No Earlier than 5:00 P.M.

A. Case # 21-5010-5054 Suerte Del Sur LLC/Rancho Cielo Grande Subdivision Preliminary and Final Plat Approval. Suerte Del Sur LLC., Applicant, NM Land Solutions (Victoria Dalton), Agent, Request (1) Approval of an Affordable Housing Agreement for Rancho Del Cielo Grande Subdivision and (2) Preliminary and Final Subdivision Plat Approval for Rancho Del Cielo Grande Subdivision (12 Lots) on a Total of 127.94-Acres. The Proposed Development is Accessed via Las Campanas Drive, Los Suenos Trail, and La Vida Trail, within T17N, R9E, Section 24, (Commission District 2). (Growth Management Department/John Lovato, Case Manager) TABLED BY APPLICANT

13. Informational Items / Reports

A. Community Development Department January 2023 Monthly Report

B. Community Services Department January 2023 Monthly Report.

C. Finance Division December 2022 Monthly Report.

D. Growth Management Department January 2023 Monthly Report.

E. Human Resources Division January 2023 Monthly Report.

F. Public Safety Department January 2023 Monthly Report.

G. Public Works Department January 2023 Monthly Report.

14. Concluding Business

A. Announcements.

B. Adjournment. (Action Items)

15. Public Meeting Disclosures

A. Santa Fe County makes every practical effort to assure that auxiliary aids or services are available for meetings and programs. Individuals who would like to request auxiliary aids or services should contact Santa Fe County Manager's Office at (505) 986-6200 in advance to discuss specific needs (e.g., interpreters for the hearing impaired or readers for the sight impaired).

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D. *These land use cases are administrative adjudicatory proceedings. Among other things, this means that Commissioners generally may not discuss a case with the applicant or other members of the public outside of the public

hearing on the case. In addition, before taking final action, the Board of County Commissioners may choose to deliberate on an administrative adjudicatory proceeding in closed or executive session, as permitted by Section 10-15-1(H)(3) NMSA 1978. Finally, the Board may not announce its decision on a land use case at the conclusion of the public hearing.